

SB0027



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB0027

Introduced 1/10/2013, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

New Act

Creates the Medicaid Budget and Impact Note Act. Requires a Medicaid Budget and Impact Note to be prepared by the Director of Healthcare and Family Services for bills that amend the Illinois Public Aid Code, affect eligibility for or enrollment in Medicaid, or have a financial impact on the operation of the Department of Healthcare and Family Services. Provides that if a Medicaid Budget and Impact Note is required for a bill, then that bill shall remain on second reading until the Note is received. Establishes a deadline for the Director to furnish, and specifies items that must be included in, these Notes. Also contains provisions concerning the appearance of State employees before committees of the General Assembly and the applicability of the Act to amendments. Effective January 1, 2014.

LRB098 00205 JDS 30209 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Medicaid Budget and Impact Note Act.

6 Section 5. Medicaid budget and impact note required. Every
7 bill that amends the Illinois Public Aid Code, affects
8 eligibility for or enrollment in Medicaid, or has a financial
9 impact on the operation of the Department of Healthcare and
10 Family Services shall have prepared for it, upon approval by
11 the committee to which it is assigned, a brief explanatory
12 statement or note that includes a reliable estimate of the
13 expected impact of the bill on the annual budget of the
14 Department of Healthcare and Family Services and the State of
15 Illinois, as well as an accurate projection of the costs and
16 benefits associated with the implementation of each provision
17 in the bill. The bill shall be held on second reading until the
18 note has been received.

19 Section 10. Request for and delivery of note. The statement
20 prepared by the Director of Healthcare and Family Services
21 shall be designated a Medicaid Budget and Impact Note. A copy
22 of the Medicaid Budget and Impact Note shall be furnished to

1 the Clerk of the House of Representatives or the Secretary of
2 the Senate, as appropriate, within 7 business days after the
3 bill is approved by the committee to which it is assigned. The
4 Clerk or the Secretary shall procedurally review the note to
5 ensure each of the items in Section 15 is contained in the
6 note; however, neither the Clerk nor the Secretary shall review
7 the note for the accuracy of its contents. If the Clerk or the
8 Secretary determines that the note does not contain the
9 information required in Section 15, the note shall not be
10 accepted and shall be promptly returned the Director of
11 Healthcare and Family Services, who shall revise and resubmit
12 the note as soon as is possible, but no later than 2 days after
13 its return. If the Clerk or the Secretary determines the note
14 contains the information required in Section 15, the Director
15 of Healthcare and Family Services shall furnish a copy to the
16 presiding officer of each house, the minority leader of each
17 house, the Clerk of the House of Representatives, the Secretary
18 of the Senate, and the sponsor of the bill that is the subject
19 of the note. If the Director determines that additional time is
20 required for the preparation of the note because of the
21 complexity of the bill, the Department may so notify the
22 sponsor of the bill and ask for an extension of time not to
23 exceed 5 additional days within which the note is to be
24 furnished. No extension of time shall extend beyond May 15
25 following the date of the request.

1 Section 15. Contents of note. The note shall be factual in
2 nature, as brief and concise as may be, shall provide as
3 reliable an estimate in terms of dollar and programmatic impact
4 as is possible under the circumstances, and shall be signed by
5 the Director of Healthcare and Family Services or such person
6 as the Director may designate. The note shall include, but not
7 be limited to, the following information:

8 (1) the immediate fiscal effect of the measure, the fully
9 annualized fiscal effect of the measure once implemented, and,
10 if determinable or reasonably foreseeable, the long-range
11 fiscal effect of the measure;

12 (2) a brief explanation of the purpose and anticipated
13 result of the measure;

14 (3) a list of the methodologies and data sources relied
15 upon by the Director to respond to the note request, including
16 without limitation, all assumptions and formulas;

17 (4) the projected increase or decrease in program
18 enrollment by category, including, but not limited to,
19 projections for each of the following categories of persons:
20 children, seniors, adults with disabilities, and other adults;

21 (5) the projected increase or decrease in liability by
22 category, including, but not limited to, projections for each
23 of the following categories: long-term care, hospitals,
24 prescription drugs, and practitioners; and

25 (6) the projected aggregate federal match percentage
26 resulting from the proposed measure.

1 If, after careful investigation, it is determined that no
2 dollar estimate is possible, the note shall contain a statement
3 to that effect, setting forth in detail the reasons why an
4 estimate cannot be given.

5 No comment or opinion shall be included in the note with
6 regard to the merits of the measure for which the note is
7 prepared; however, technical or mechanical defects in the
8 measure may be noted.

9 If the Director of Healthcare and Family Services requires
10 the assistance of the Department of Human Services or any other
11 State executive branch agency under the jurisdiction of the
12 Governor, it shall request assistance from that agency as soon
13 as is possible. If an agency receives such a request, it shall
14 assist the Department of Healthcare and Family Services in a
15 manner that allows the Director to meet the statutory deadlines
16 set forth in Section 10 of this Act.

17 Section 20. Appearance before legislative committee. The
18 fact that a Medicaid Budget and Impact Note is prepared for any
19 bill shall not preclude or restrict the appearance before any
20 committee of the General Assembly, of any official or
21 authorized employee of any State board, commission,
22 department, agency, or other entity who desires to be heard in
23 support of, or in opposition to, the measure.

24 Section 25. Applicability to amendments. Whenever any

1 measure is amended on the floor of either house in such manner
2 as to bring it within the description of bills set forth in
3 Section 5 of this Act, a majority of such house may propose
4 that no action shall be taken upon the amendment until the
5 Director of Healthcare and Family Services presents a note that
6 complies with the requirements of this Act.

7 Section 99. Effective date. This Act takes effect January
8 1, 2014.